

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re:

SHIRRETHA LAVETTE THURMOND dba
BRAINIACS LLC

Debtor.

Chapter 13

Bankruptcy Case No.:
20-10556-mdc

SHIRRETHA L. THURMOND,

Plaintiff,

-against-

SELECT PORTFOLIO SERVICING, INC., AS
SERVICING AGENT FOR DEUTSCHE BANK
NATIONAL TRUST COMPANY, AS TRUSTEE
FOR HOLDERS OF HSI ASSET
SECURITIZATION CORPORATION TRUST
2007-HE1,

Defendant.

Adversary Proceeding No.:
20-00210-mdc

**DEFENDANT'S MOTION TO DISMISS
PLAINTIFF'S ADVERSARY COMPLAINT**

For the reasons set forth in the accompanying Memorandum of Law and Declaration of Fred W. Hoensch, Esq., Defendant Select Portfolio Servicing, Inc. ("Defendant"), as servicing agent for Deutsche Bank National Trust Company, as Trustee for holders of HSI Asset Securitization Corporation Trust 2007-HE1 hereby moves for dismissal with prejudice pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6) of the Adversary Complaint filed by Debtor-Plaintiff Shirretha L. Thurmond.

Defendant consents to the entry of a final order or judgment by the Court if it is determined that the Court, absent consent of the parties, cannot enter a final order or judgment consistent with Article III of the United States Constitution.

Defendant requests oral argument if timely opposition is served and filed.

Respectfully submitted,

PARKER IBRAHIM & BERG LLP

/s/ Fred W. Hoensch

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Dated: July 27, 2020

Attorneys for Defendant

Select Portfolio Servicing, Inc., as servicing agent for Deutsche Bank National Trust Company, as Trustee for holders of HSI Asset Securitization Corporation Trust 2007-HE1